

38 required to be paid ; and upon their settlement with said  
 39 general commissioners as aforesaid, it shall be the duty of  
 40 the said general commissioners, in like manner, to pass  
 41 their receipt for all sums thus received, to the person from  
 42 whom received, and such receipts shall be taken and  
 43 held to be good and sufficient vouchers for the persons  
 44 holding the same.

SEC. 5. *Be it further enacted,* That it shall be the  
 2 duty of said General Commissioners to direct and author-  
 3 ize the keeping open of books for the subscription of stock  
 4 in the manner above described, until the sum of two mil-  
 5 lions of dollars shall have been subscribed to the capital  
 6 stock of said company ; and as soon as the sum of two  
 7 millions of dollars shall have been subscribed, and the  
 8 first instalment of five dollars per share on said stock shall  
 9 have been received by the General Commissioners, said  
 10 company shall be regarded as formed ; and the said Com-  
 11 missioners or a majority of them, shall sign and seal a  
 12 duplicate declaration to that effect, with the names of the  
 13 subscribers appended, and cause one of the said duplicates  
 14 to be deposited in the office of the Secretary of the State,  
 15 and thenceforth, from the closing of the books of sub-  
 16 scription as aforesaid, the said subscribers to the stock  
 17 shall form one body politic and corporate, in deed and in  
 18 law, by the name and style of the Western Railroad  
 19 Company.

SEC. 6. *Be it further enacted,* That whenever the  
 2 sum of two millions of dollars shall be subscribed in man-  
 3 ner aforesaid, the subscribers, their executors, adminis-  
 4 trators, and assigns, shall be and they are hereby declared  
 5 to be incorporated into a Company by the name and style  
 6 of the Western Railroad Company, and by that name  
 7 shall be capable, in law and equity, of purchasing, hold-  
 8 ing, leasing, and conveying estates, real, personal, and